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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 6/2/04

In ra Application of

Name: M. VASQ\)6Z| Signature: ( \\ \\ \)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

m te Applica	ion or.	)			
	Daniel Py	) (	Confirmation 1	No.:	TBA
Serial No.:	10/766,172	) (	Group Art Uni	t:	TBA
Filing Date:	01/28/2004	) ]	Docket No.:	INSC-	-109.4
CAP, A	AMENT VIAL HAVING A HEAT-SEALABLE ND APPARATUS AND METHOD FOR G THE VIAL	) ) )	Customer No :		21832

Mail Stop: Amendment Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

### **INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

In accordance with 37 C.F.R. § 1.56, the materials listed on the attached form PTO-1449 are being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application. This Information Disclosure Statement is being filed prior to the mailing date of a First Office Action regarding the above-referenced application. Accordingly, no fee is required. Pursuant to the waiver of the requirement under 37 C.F.R. § 1.98(a)(2)(i) for applications filed after June 30, 2003, copies of the U.S. Patent and U.S. Patent Application Publication references set forth and cited on form PTO-1449 are not enclosed herewith. Copies of the foreign patent documents set forth and cited on form PTO-1449 are enclosed herewith.

It is respectfully requested the Examiner indicate consideration of the cited references by returning a copy of the attached form PTO-1449 with initials or other appropriate marks.

In accordance with 37 C.F.R. § 1.97, the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made; an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56(b); or an admission that the information cited in the statement is, or is considered to be, prior art.

No fee is believed to be required. However, if any fee is required, or otherwise if necessary to cover any deficiency in fees already paid, authorization is hereby given to charge our Deposit Account No. 50-1402.

Date: 2 July 2004

Respectfully submitted

By: Mark D. Giarratana, Esq.

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HARTFORD: 616180.01

Worm PTO-1449 (modified 2/91) U.S. DEPT OF COMMERCE Attorney Docket Number: Serial No.: Patent and Trademark Office INSC-109.4 10/766,172 INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary) Applicant: Daniel Py Filing date: Group Art Area: MEDICAMENT VIAL HAVING A HEAT-01/28/2004 Not yet assigned SEALABLE CAP, AND APPARATUS AND METHOD FOR FILLING THE VIAL

#### **U.S. PATENT DOCUMENTS**

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Form PTO-1449	U.S. DEPT OF COMMERCE	Attorney Docket Number:	Serial No.:
(modified 2/91)	Patent and Trademark Office	INSC-109.4	10/766,172
INFORMATION DISCLOS (Use several sheets if nec			
		Applicant:	
		Daniel Py	
MEDICAMENT VIAL H	AVING A HEAT-	Filing date:	Group Art Area:
SEALABLE CAP, AND A	APPARATUS AND	01/28/2004	Not yet assigned
METHOD FOR FILLI	NG THE VIAL		

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	5,009,654	04/23/1991	Minshall et al.	604	410	
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(modified 2/91)	Patent and Trademark Office	INSC-109.4	10/766,172
INFORMATION DISCL (Use several sheets in			1
		Applicant:	
		Daniel Py	
MEDICAMENT VIAI	L HAVING A HEAT-	Filing date:	Group Art Area:
SEALABLE CAP, ANI	D APPARATUS AND	01/28/2004	Not yet assigned
METHOD FOR FII	LLING THE VIAL		

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## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Examin	ar:	Date Considered:
EXAM	NER: Initial if citation considered, whether or not citation is in conformance with MF	EP 8 609: Draw line through citation if not in conformance and
	idered. Include copy of this form with next communication to the applicant.	21 g oos, stan me medgh enamen it not in conformation and

HARTFORD: 616166.01